

(4) Ensure that Ready Reserve training and evaluating procedures are consistent with standards established for the active force.

(5) Ensure that training cadres are equipped and prepared for mobilization training base programs supporting the total force after M-Day.

(c) *Equipment.* Equipment compatibility among total force components is a battlefield imperative. Active and Reserve Component units deploying at the same time shall have equal claim on equipment inventories; i.e., the first units scheduled to become operational in theater shall be equipped first regardless whether active or Reserve Component. Equipment policy applies equally to tools, technical documentation, spares and repair parts, and all items of supply that are prescribed for unit issue. DoD policy is to ensure the following:

(1) Procuring and distributing new and/or combat serviceable equipment is consistent with DoD policy guidance in DoD Directive 1225.6.¹

(2) Equipment interoperability among reserve and active units serving together on the battlefield when interoperability of the respective equipment is essential for effective military operations.

(3) Equipment on hand is adequate for enabling reserve units to conduct effective training before mobilization.

(4) Plans are developed to redistribute those assets left in the Continental United States (CONUS) by units deploying to prepositioned stocks on mobilization, to procure and distribute sufficient assets for not-fully-equipped units before the deployment time specified in contingency plans.

§ 76.6 Mobilization procedures.

(a) *Planning.* Use of the Ready Reserve must consider the entire crisis spectrum. Plans for mobilizing the Ready Reserve must be flexible, consistent, responsive, and sufficiently comprehensive for meeting all contingencies and employment options. Mobilization plans and procedures must:

(1) Provide for fully developed plans of Ready Reserve mobilization including each reserve category in the Ready Reserve; i.e., Selected Reserve, IRR, and ING.

(2) Enhance the readiness of Ready Reserve units and individuals so they may respond rapidly and effectively.

(3) Encompass all actions necessary for warning, alerting, and mobilizing Ready Reserve units and individuals and for bringing them rapidly to full combat capability.

(4) Specify authorizations, responsibilities, and coordination of decisions required for alerting, mobilizing, deploying, and employing Ready Reserve units and individuals.

(5) Provide sufficient flexibility in the mobilization decision and execution process for accommodating rapid changes.

(6) Include appropriate provisions for using National Guard and Ready Reserve members on a voluntary basis during the early stages of increasing tensions.

(7) Include appropriate provisions to facilitate employing mobilized National Guard and other Reserve Component force in support of civil protection where authorized by Federal Statute and directed by the National Command Authority.

(b) *Screening.* 32 CFR part 44 provides guidance on screening members of the Ready Reserve. The screening system is a continuous peacetime process and the primary means for ensuring that reserve members receive fair treatment and are evaluated on their mobilization responsibilities. The screening process shall be used to identify members not meeting mobilization requirements and to eliminate them from the Ready Reserve before mobilization. On mobilization, all members remaining in the Ready Reserve shall be considered immediately available for active duty service.

(c) *Alert notification.* An official action informing commands, staffs, members of Selected Reserve units, and individual reservists that mobilization is imminent or seems imminent. Each Military Service shall publish procedures for alerting any or all of its Ready Reserve and for systematically executing the mobilization order.

¹Copies may be obtained, if needed, from the U.S. Naval Publications and Forms Center, Attn: Code 301, 5801 Tabor Avenue, Philadelphia, PA 19120.

Based on a decision by the President and/or the Congress, the Secretary of Defense shall direct the Military Departments to mobilize all or any specified number of reservists (F-Hour) and shall determine the day that mobilization is to begin (M-Day). The Secretary of Transportation shall perform this function for the Coast Guard when the Coast Guard is not operating as a Service in the Navy.

(d) *Ordering.* An official notification directing members of a Reserve Component to report for active duty is a legal order whether written or oral. Each Military Service shall establish procedures for notifying Ready Reserve members by the simplest and fastest means consistent with military and security requirements. When ordered, a member shall report for active duty at the location and time specified in the notification order. Under title 10, U.S. Code, section 892, persons lawfully notified of the requirement to report for active duty are subject to military jurisdiction from the date and time they are required to report.

(e) *Reporting.* When mobilization is ordered, all members of the Ready Reserve shall report to their respective units or initial reporting assignment unless it is physically impossible. Members shall be available to report for active duty in the times specified below, unless a different reporting time is specified by the Military Service concerned. Military Services shall develop policy and procedures to deal with members who fail to report or fail to contact their units within specified reporting times.

(1) *Selected Reserve.* Report within 24 hours of notification.

(2) *Individual Ready Reserve/Inactive National Guard.* Report within 5 to 15 days of notification as determined by the different Military Service procedures.

(f) *Execution of Orders.* All Ready Reserve members shall be prepared to execute mobilization orders when ordered to active duty. To ensure reporting times are met, members shall arrange in advance the handling of family, personal, business and other responsibilities. While circumstances may hinder an individual from reporting as directed, no member of the

Ready Reserve shall be exempt from mobilization. Military Services shall develop specific procedures to deal with members having difficulty in mobilizing. Those persons having difficulty in executing mobilization orders due to unusual circumstances shall be guided by the following:

(1) *Deferments.* Members physically unable to report for active duty or who cannot qualify for active duty service because of temporary health disorders may be granted a deferment. This category includes Ready Reserve members who are hospitalized, unqualified temporarily for active duty for medical reasons, or incarcerated temporarily. When a deferment is granted, it shall contain written authorization and shall specify a reporting date. Members authorized a deferment shall remain obligated to enter active duty while the mobilization order remains in effect. Deferments shall not be authorized for civilian employment, civilian occupation, or for exempting members from active duty. No categories or groups shall be granted an automatic deferment except non-prior Service members with a reporting date for initial active duty.

(2) *Emergency leave.* Members with temporary personal emergencies such as death of a family member may be granted a short period of emergency leave, but only after physically reporting for active duty and receiving proper authorization.

(3) *Separation.* Continuous screening in peacetime ensures the transfer or discharge of Ready Reserve members who may not mobilize. On mobilization all members shall report for active duty as ordered. Once on active duty, a member with an unexpected hardship may request release, separation, or discharge. Services shall evaluate each request utilizing the policies established for evaluating active duty members.

(g) *Integrity of units.* Title 10, U.S. Code, section 672(c) provides that, "so far as practicable, during any expansion of the active Armed Forces that requires that units and members of the Reserve Components be ordered to active duty (other than for training), members of units organized and trained to serve as units, who are ordered to that duty without their consent, shall

be so ordered with their units.” Members of those units may be reassigned after being ordered to active duty (other than for training) to meet requirements of the Military Service concerned.

(h) *Extension of service.* (1) Title 10 U.S. Code sections 511(a) and 511(c) provide for extending the terms of reserve enlistments or the terms of service in Reserve Components in time of war or national emergency declared by Congress for a maximum of 6 months after the end of the war or emergency unless terminated sooner by the Secretary concerned.

(2) Section 671a of title 10 U.S. Code provides that the period of active service of a Service member is extended for the duration of any war in which the United States is engaged and for 6 months thereafter.

(3) Section 671b of title 10 U.S. Code allows the President to authorize the Secretary of Defense to extend maximally for 6 months the enlistments, appointments, and periods of active duty, periods of active duty for training, periods of obligated service or other Military Service when Congress is not in session, with a provision for Congressional review when reconvening.

(4) Section 673c of title 10 U.S. Code empowers the President to suspend any law on promoting, retiring, or separating any member of the Armed Force, whom the President finds to be essential to U.S. security.

§ 76.7 Responsibilities.

(a) The *Under Secretary of Defense (Policy) (USD(P))* shall provide overall mobilization policy and planning guidance for DoD programs with other DoD Directives.

(b) The *Assistant Secretary of Defense (Reserve Affairs) (ASD(RA))* shall provide policy, programs, and guidance for the management and mobilization of the Ready Reserve, in accordance with 32 CFR part 379.

(c) The *Assistant Secretary of Defense (Force Management and Personnel) (ASD(FM&P))* shall provide policy and planning guidance for military and civilian defense manpower, in accordance with the DoD Master Mobilization Plan.

(d) The *Assistant Secretary of Defense (Health Affairs) (ASD(HA))* shall provide policy, programs, and guidance for the management and mobilization of reserve health personnel and medical assets, in coordination with ASD(RA).

(e) The *Assistant Secretary of Defense (Acquisition and Logistics) (ASD(A&L))* shall provide policy, programs, and guidance for the management of Reserve Component logistical resources, installations, and associated functions, in accordance with DoD Directive 5128.1.¹

(f) The *Assistant Secretary of Defense (Public Affairs) (ASD(PA))* shall ensure a free flow of news and information to the media, other appropriate forums, and the American people, limited only by U.S. security constraints and statutory mandates.

(g) The *Assistant Secretary of Defense (Legislative Affairs) (ASD(LA))* shall provide specific information on mobilization activities to the jurisdictional Congressional Committee members and staff.

(h) The *Joint Chiefs of Staff* shall:

(1) Ensure that the Joint Deployment Agency (JDA), Military Transportation Management Command, and other Agencies responsible for ensuring that logistics, transportation, and other requirements for Ready Reserve mobilization may be met promptly.

(2) Ensure that JCS-sponsored mobilization exercises include realistic scenarios that facilitate Military Service testing and assessing of management and mobilization of the Ready Reserve.

(i) The *Secretaries of Military Departments* shall:

(1) Prepare mobilization plans in accordance with this part and with supplementary guidance issued by OJCS.

(2) Ensure that mobilization plans and procedures provide for all exigencies so that Ready Reserve units and members execute their responsibilities effectively and the active DoD Components support and effectively assimilate mobilized reserve units and individuals.

(3) Conduct comprehensive assessments for ensuring that a balanced capability exists to mobilize reserve

¹See 376.5(c)(1).